

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

DOC-SDNY
DOCUMENT
ELECTRONICALLY FILED

JINETTE HIDALGO, on behalf of
herself and all others similarly situated,

Plaintiff,

vs.

JOHNSON & JOHNSON CONSUMER
COMPANIES, INC.,

Defendant.

Case No.: 1:15-CV-05199-RA

Assigned to the Hon. Ronnie Abrams

STIPULATION OF DISMISSAL

[~~PROPOSED~~ ORDER LODGED
CONCURRENTLY]

Complaint filed: July 2, 2015

MAY 01 2017

Plaintiff Jinette Hidalgo, individually and on behalf of a putative class, and Defendant Johnson & Johnson Consumer Inc., through their respective counsel of record, hereby stipulate and agree, subject to Court Order, to the dismissal of this action with prejudice.

This stipulation is based on the following:

1. As the parties reported to the Court in the latest Status Report on February 21, 2017 (Dkt. 52), Plaintiff's counsel filed a First Amended Complaint in the related action, *Leiner v. Johnson & Johnson Consumer Companies, Inc.*, Case No. 15-CV-5876, in the Northern District of Illinois ("the *Leiner* Action") on August 9, 2016, which alleges a nationwide class, for settlement purposes, of the same claims raised in this action. The *Leiner* Action wholly encompasses the parties and issues in this lawsuit.

2. A Final Settlement Order and Judgment was entered in the *Leiner* Action on January 31, 2017, approving the Settlement.

3. There were two objectors to the settlement, whose objections were overruled by the *Leiner* Court. Those objectors appealed, and then voluntarily dismissed their appeals. The period for appealing *Leiner* has expired and the *Leiner* judgment is now fully final.

4. In accordance with Federal Rule of Civil Procedure 41(a)(1), the parties hereby stipulate to dismissal of this action with prejudice, each party to pay its own costs and attorneys' fees, and waiving all rights of appeal.

5. The parties also jointly request the Court to enter an Order of Dismissal, a proposed version of which is lodged concurrently.

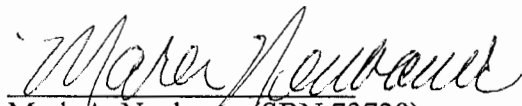
6. Good cause for this request exists for granting this requested relief as it will serve the interest of justice and save party and judicial resources that would otherwise be required for further adjudication.

WHEREFORE, the parties respectfully request that the Court accept the parties' Stipulation and enter an Order of Dismissal.

Dated: April 28, 2017


Kim Eleazer Richman, Esq.
The Richman Law Group
81 Prospect Street
Brooklyn, NY 11201
(212) 687-8291
Fax: (212) 687-8292
krichman@richmanlawgroup.com

James C. Shah, Esq.
Natalie Finkleman Bennett, Esq.
Shepherd, Finkelman, Miller & Shah, LLP
35 East State Street
Media, PA 19063
Tel. (610) 891-9880


Mark A. Neubauer (SBN 73728)
Admitted *Pro Hac Vice*
mneubauer@carltonfields.com
Carlton Fields Jorden Burt LLP
2000 Avenue of the Stars, Suite 530N
Los Angeles, CA 90067-4707
Tel.: (310) 843-6300 Fax: (310) 843-6301

Vitaly David Rivkin (VR-6734)
Carlton Fields Jorden Burt PA
405 Lexington Avenue, 36th Floor
New York, NY 10174
drivkin@carltonfields.com
Tel.: (212) 380-9605 Fax: (212) 785-5203

Fax (866) 300-7367
Email: jshah@sfmslaw.com
nfinkelman@sfmslaw.com


Jayne A. Goldstein, Esq.
Pomerantz LLP
1792 Bell Tower Lane, Suite 203
Weston, FL 33326
Tel. (954) 315-3454
Email: jagoldstein@pomlaw.com

Attorneys for Plaintiff and the Class

Kristen Reilly
Admitted *Pro Hac Vice*
Carlton Fields Jordan Burt, P.A.
1025 Thomas Jefferson Street NW
Suite 400 East
Washington, DC 20007-5208
Tel.: (202) 965-8100 Fax (202) 965-8104

Attorneys for Defendant Johnson &
Johnson Consumer Inc.

SO ORDERED:



U.S.D.J.
5/1/17 *rm*